

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

RESOLUTION R5-2008-XXXX

NOTICE OF DETERMINATION REGARDING  
ADOPTION OF NEGATIVE DECLARATION

SAN JOAQUIN COUNTY

WHEREAS, the Regional Water Quality Control Board, Central Valley Region (Water Board) proposes to rescind Cleanup and Abatement Order and Monitoring and Reporting Program No. R5-2003-0713 and issue a new Cleanup and Abatement Order and Monitoring and Reporting Program No. R5-2008-XXXX to complete the investigation and remediation of an unauthorized release of petroleum associated with Frank's One Stop, a former gasoline service station located at 2072 West Yosemite Avenue, San Joaquin County, California.

WHEREAS, the Water Board issued Cleanup and Abatement Order and Monitoring and Reporting Program No. R5-2003-0173 to Mr. Frank Guinta and Ms. Shari Guinta and Mr. James Ramsey and Ms. Marilyn Ramsey to investigate and cleanup a condition of pollution and nuisance at and from the Frank's One Stop in Manteca caused by a release of petroleum.

WHEREAS, the Water Board prepared an Initial Study (IS) and a Negative Declaration pursuant to the California Environmental Quality Act (CEQA) for the soil and groundwater project at, and surrounding, Frank's One Stop.

WHEREAS, the Water Board submitted Notice of Completion and all required associated documentation to the State Clearinghouse on 26 May 2008 for review and comment by interested parties.

WHEREAS, No comments regarding the proposed project were received, other than a statement from the California Department of Transportation (Caltrans), stating that it had no comments.

WHEREAS, the Water Board considered all testimony and evidence at a public hearing held on \_\_\_ October 2008 in Sacramento, California, and good cause was found to adopt a Negative Declaration.

WHEREAS, the Water Board has determined that there is no substantial evidence that the project will have a significant effect on the environment.

RESOLVED, that the Water Board approves the Negative Declaration in accordance with the CEQA review process.

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I, Pamela C. Creedon, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Water Board, on \_\_\_ October 2008.

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PAMELA C. CREEDON, Executive Officer